



TFW 1638

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Dated: May 1, 2006

Signature:

*Shawn P. Foley*  
(Shawn P. Foley)

Docket No.: ICON 3.3-001  
(PATENT)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of:  
Kuchuk et al.

Application No.: 09/980,542

Group Art Unit: 1638

Filed: March 4, 2002

Examiner: G. L. Helmer

For: PROCESS OF RAPID VARIETY-  
INDEPENDENT PLANT TRANSFORMATION

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**INFORMATION DISCLOSURE STATEMENT AND  
CERTIFICATION PURSUANT TO 37 C.F.R. § 1.97(E) (1)**

Dear Sir:

Applicant respectfully requests that the reference listed on the enclosed form be made of record and considered with respect to the captioned U.S. patent application. A copy of the reference is enclosed. Submission of the present Information Disclosure Statement should not be taken as an admission that the cited reference is legally available prior art or that the same is pertinent or material.

Pursuant to 37 C.F.R. § 1.97(e) (1), undersigned counsel hereby certifies that the item of information contained in the accompanying Information Disclosure Statement was first cited in a communication from a foreign patent office in a counterpart foreign application to the above captioned patent application not more than three months prior to the filing of this statement.

In the event that any fee is due in connection with the present Information Disclosure Statement, the Commissioner is hereby authorized to charge the same to our Deposit Account No. 12-1095.

Dated: May 1, 2006

Respectfully submitted,

By Shawn P. Foley  
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PTO/SB/08a/b (07-05)

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Substitute for form 1449A/B/PTO

**INFORMATION DISCLOSURE  
STATEMENT BY APPLICANT**

(Use as many sheets as necessary)

Sheet 1 of 1

**Complete if Known**

Application Number	09/980,542-Conf. #5528
Filing Date	March 4, 2002
First Named Inventor	Nikolay V. Kuchuk
Art Unit	1638
Examiner Name	G. L. Helmer
Attorney Docket Number	ICON 3.3-001

**U.S. PATENT DOCUMENTS**

Examiner Initials*	Cite No. <sup>1</sup>	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code <sup>2</sup> (if known)			

**FOREIGN PATENT DOCUMENTS**

Examiner Initials*	Cite No. <sup>1</sup>	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T <sup>6</sup>
		Country Code <sup>3</sup> -Number <sup>4</sup> -Kind Code <sup>5</sup> (if known)				

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**NON PATENT LITERATURE DOCUMENTS**

Examiner Initials*	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T <sup>2</sup>
	CA	Ow and MEDBERRY, Critical Reviews in Plant Sciences, Vol. 14, No. 3, pages 239-261.	

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<sup>1</sup> Applicant's unique citation designation number (optional). <sup>2</sup> Applicant is to place a check mark here if English language Translation is attached.

Examiner Signature		Date Considered	
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